

AGENDA

Board of Supervisors Chambers
1055 Monterey Street
San Luis Obispo, CA



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, Vice-Chairperson 3rd District
Lynn Compton, Chairperson, 4th District
Debbie Arnold, 5th District

Dan Buckshi, County Administrator

Tuesday, April 19, 2016

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PUBLIC COMMENT PERIOD

HEARINGS

BOARD BUSINESS

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

PRESENTATIONS

BOARD BUSINESS

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Items: Set for Hearing:

1. Introduction of an Ordinance amending sewer/waste disposal service charges in San Luis Obispo County Service Area No. 1F (CSA 1F), Nipomo. Hearing date set for June 7, 2016. District 4.
2. Introduction of an Ordinance amending sewer/waste disposal service charges in San Luis Obispo County Service Area No. 1 (CSA 1), Nipomo. Hearing date set for June 7, 2016. District 4.
3. Introduction of an amendment to the Growth Management Ordinance, Title 26 of the County Code, to update the fiscal year references for the maximum number of new dwelling units allowed for the Nipomo Mesa area for FY 2016-17 and extension of the allocation waiting list for Los Osos; exempt from the California Environmental Quality Act (CEQA). Hearing date set for May 17, 2016. Districts 2 and 4.
4. Introduction of an Ordinance amending sewer/waste disposal service charges in San Luis Obispo County Service Area No. 1A (CSA 1A), Nipomo. Hearing date set for June 7, 2016. District 4.
5. Submittal of a resolution of intention to renew the San Luis Obispo County Tourism Business Improvement District (CBID) for FY 2016-17 and set May 24, 2016 as the date of the public hearing to consider any protest to the renewal of the CBID and continued levy of assessments. All Districts.

Consent Agenda - Administrative Office Items:

6. Thirty-day update on current drought conditions and related management actions for the Board's review of the continuing need for the March 11, 2014 proclamation of local emergency pursuant to Government Code section 8630. All Districts.

Consent Agenda - Agricultural Commissioner Items:

7. Request to reappoint David Pruitt and Claire Wineman to the Agricultural Liaison Advisory Board. All Districts.

Consent Agenda - Board of Supervisors Items:

8. Request to appoint Patrick J. Sayne as a District 1 representative to the Fish and Game Fine Committee. All Districts.

Consent Agenda - Clerk-Recorder Items:

9. Request to approve the minutes of the Board of Supervisors meetings held during the months of February 2016 and March 2016. All Districts.

Consent Agenda - Central Services Items:

10. Submittal of a resolution amending the Position Allocation List (PAL) for Fund Center 116 – Central Services by deleting 1.00 FTE Department Administrator and adding 1.00 FTE Administrative Services Manager. All Districts.

Consent Agenda - Health Agency Items:

11. Request to: 1) approve a grant agreement with the California Health Facilities Financing Authority in an amount not to exceed \$971,070 to build a 4- bedroom Crisis Stabilization Unit (CSU) at the Health Agency Campus; 2) approve a resolution granting delegation of signing authority to the Health Agency Director; 3) create a new capital project for development of the Crisis Stabilization Unit; 4) authorize a budget adjustment in the amount of \$869,500 from unanticipated revenue to FC 166-Behavioral Health to fund development of the CSU; 5) authorize a budget adjustment in the amount of \$869,500 to transfer funds from FC 166-Behavioral Health to FC 230-Capital Projects to fund development of the Crisis Stabilization Unit. All Districts.
12. Submittal of a resolution amending the Position Allocation List for Fund Center 160 – Public Health by deleting a 0.75 FTE Communicable Disease Investigator position and adding a 1.00 FTE Communicable Disease Investigator position to increase communicable disease surveillance in the County. All Districts.
13. Submittal of a resolution approving the new classification and establishing the salary range of Licensed Psychiatric Technician/Licensed Vocational Nurse I/II/III, and amending the Position Allocation List (PAL) for Fund Center 166 – Behavioral Health, Fund Center 160 – Public Health and Fund Center 184 – Law Enforcement Medical Care, by deleting 35.50 FTE Mental Health Therapist I/II/III/IV positions and 2.50 FTE Licensed Vocational Nurse positions, and adding 38.00 FTE Licensed Psychiatric Technician/Licensed Vocational Nurse I/II/III positions. All Districts.

Consent Agenda - Library Items:

14. Submittal of a resolution approving the new classifications and establishing the salary ranges of Library Associate I-II-III Series, Senior Library Associate, Library Branch Manager and Coordinating Librarian and amending the Position Allocation List for Fund Center 377 – Library by deleting 35.75 FTE Administrative Assistant I-II-III Series, 4.00 FTE Library Assistants, 8.00 FTE Supervising Library Assistants, 1.00 FTE Librarian I-IIs, 7.00 FTE Librarian IIIs and adding 36.75 FTE Library Associate I-II-III Series, 9.00 FTE Senior Library Associates, 2.00 FTE Librarians, 5.00 FTE Coordinating Librarians, and 3.00 FTE Library Branch Managers. All Districts.

Consent Agenda - Public Works Items:

15. Submittal of bid opening report for Widening of Price Canyon Road between Ormonde Road and Highway 227 near Pismo Beach, to award the subject contract to Whitaker Construction Group, Inc., the lowest responsive, responsible bidder, in the amount of \$5,126,236, and authorize a budget adjustment in the amount of \$429,000 to increase the appropriation and associated funding. District 3.

16. Submittal of a resolution establishing changes to the Traffic Regulation Codes Modifying Speed Limits on Halcyon Road, Nipomo. District 4.
17. Request approval of Tract 2637 Phases 2 and 3, a proposed subdivision resulting in 36 lots by Jazzy Town, LLC, San Miguel that has been received and has satisfied all the conditions of approval that were established at the public hearing on the tentative map; reject the offers of dedication for Verde Place, Avenida Vista, Rio Mesa Circle and pedestrian access easement. District 1.
18. Submittal of a resolution establishing the 2016-17 special tax rate, and confirming the per parcel special tax amount to be placed on the 2016-17 tax roll for County Service Area No. 9, Zone I (East of Los Osos Creek). District 2.
19. Request to authorize a budget adjustment in the amount of \$4,000,000 from performance bond proceeds, to reimburse costs of construction of subdivision improvements for Tract 2388 Spanish Springs, Price Canyon Rd near Pismo Beach. District 3.
20. Submittal of a resolution amending the Position Allocation List (PAL) for Fund Center 405 Public Works, by adding 1.00 Full Time Equivalent (FTE) Wastewater Systems Worker I, II, III. All Districts.
21. Request to approve Amendment No. 8 to a Cooperative Funding Agreement with San Luis Obispo Council of Governments; authorize a budget adjustment to increase the appropriation and associated funding for various projects for a total budget adjustment of \$1,712,484; and authorize a budget adjustment, in the amount of \$175,000 to increase the appropriation and associated funding for "L Street Improvement, San Miguel." All Districts.

Consent Agenda - Public Works Sitting as Flood Control District:

22. Submittal of a resolution to levy assessment for costs of San Luis Obispo County Flood Control and Water Conservation District, Zone 16 (Drainage Basins of various developments in Nipomo, San Miguel, and Shandon). Districts 1 and 4.

Consent Agenda - Social Services Items:

23. Request to approve a Program Year (PY) 2016-17 through PY 2017-18 application for the Local Area Recertification under the Workforce Innovation and Opportunity Act (WIOA) of 2014 and the accompanying Corrective Action and Technical Assistance Plan. All Districts.

Public Comment Period:

24. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Hearings:

25. Hearing to adopt an ordinance to amend Title 30, amending the contribution and expenditure amount to reflect Government Code 84615 and allow an exemption to file in a paper format. All Districts.

Board Business:

26. Request to approve, on behalf of County Service Area 10 Zone A (Cayucos), the Second Amendment to the Nacimiento Project Water Delivery Entitlement Contract between the County of San Luis Obispo and the San Luis Obispo County Flood Control and Water Conservation District and adopt California Environmental Quality Act (CEQA) Findings pursuant to Section 21000 et seq., of the California Public Resources Code. District 2.

Board Business - Public Works - Board Sitting as Flood Control District

27. Request to 1) approve amendments to five existing Nacimiento Project Water Delivery Entitlement Contracts; and 2) approve two new Nacimiento Project Water Delivery Entitlement Contracts; and 3) approve Addendum No. 3 to the Final Environmental Impact Report for the Nacimiento Water Project; and 4) adopt California Environmental Quality Act (CEQA) findings pursuant to Section 21000 et seq., of the California Public Resources Code. All Districts.

Board Business:

28. Request to authorize a General Plan Amendment application (LRP2015-00010) by GV4, LLC / Michaeljoe Goldstein to change the land use category on an approximately 40 acre parcel from Commercial Retail (CR) to a mixed CR and Commercial Service (CS) land use designation located on Ramada Drive approximately 600 feet north of the Highway 101 / North Main Street interchange in Templeton. District 1.

Hearings:

29. Hearing to consider: 1) Presentation of the 2015 Avila Circulation Study and Traffic Impact Fee Update; 2) Adopting the resolution increasing the Road Improvement Fee in the Avila Fee Area; 3) Adopting an Addendum to the Mitigated Negative Declaration for the Avila Circulation Study (2011) pursuant to Section 21000 et seq. of the California Public Resources Code (CEQA); and 4) Direct Public Works to assist the Department of Planning and Building in the investigation of the Avila Beach Drive traffic allocation program as contained in the San Luis Area Plan. District 3. Staff recommends continuance of this item to July 19, 2016.

Closed Session Items:

30. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Three; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section

54956.9. Number of potential cases: Three.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.; (4) Santa Maria Valley Water Conservation District v. City of Santa Maria, et al.

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (5) San Luis Obispo Government Attorney's Union (SLOGAU); (6) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (7) Deputy County Counsel's Association (DCCA); (8) Sheriffs' Management; (9) San Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (10) Deputy Sheriff's Association (DSA); (11) District Attorney Investigators' Association (DAIA); (12) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (13) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (14) Unrepresented Management and Confidential Employees; and (15) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

RECESS

1:30 REPORT ON CLOSED SESSION

Presentations:

31. Request to adopt a resolution commemorating the retirement of Supervising Deputy Probation Officer Heidi Harmon after twenty-nine years of service to the County of San Luis Obispo. All Districts.
32. Submittal of a resolution proclaiming April 2016 as "Sexual Assault Awareness Month" in San Luis Obispo County. All Districts.
33. Submittal of a resolution recognizing the Assistance League for its 20th anniversary. All Districts.
34. Submittal of a resolution proclaiming May 1-7, 2016 "National Correctional Officers and Employees Week." All Districts.
35. Submittal of a resolution proclaiming May 4, 2016 as "Bike to School Day" and May 20, 2016 as "Bike to Work Day" in San Luis Obispo County. All Districts.

Board Business:

36. Submittal of a resolution for the designation of the San Luis Obispo Council of Governments as the Local Transportation Authority and Transactions and Use Tax District for regional transportation sales tax measures. All Districts.

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of April 14th, 2016

Templeton Area

Hackett Pacific Investments for a Minor Use Permit.

Request to allow the following: construction of a new 2,500 square foot visitor parking area; conversion of existing visitor parking for staff and event parking; construction of a new pedestrian bridge from the new parking area; construction of a new primary access from Jensen Road and maintaining existing Vineyard Drive access as emergency secondary access for events; request for maximum 6 special events for up to 80 attendees; use of adjacent parcel (APN039-011-026) for overflow parking for up to 45 spaces during industry events; and modification of ordinance standards to allow amplified music past 5 pm (to 10pm). Both parcels are under the same ownership, in the Agriculture land use category, in the Adelaida sub area of the North County Planning Area. Location (Winery) is 7450 Vineyard Drive and (Overflow Parking) 1120 Jensen Road, Paso Robles, CA 93446.

ED14-214 (DRC2014-00081)